

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

MEGAN PETE, an individual

Civil Action No. 1:24-cv-24228

Plaintiff,

v.

MILAGRO ELIZABETH COOPER,
an individual,

JURY TRIAL DEMANDED

Defendant.

NOTICE OF ISSUES TO BE DISCUSSED AT EVIDENTIARY HEARING

PLEASE TAKE NOTICE that a hearing on discovery matters will be held before Magistrate Judge Lisette M. Reid on August 7, 2025, at 9:30 a.m. at the C. Clyde Atkins U.S. Courthouse. The discovery matters to be heard include:

1. Sanctions pursuant to Defendant's spoliation of evidence:
 - a. Defendant's deletion of communications, including those with Sonstar Peterson. Despite good faith attempts at conferral, Defendant has presented no well-reasoned explanation for the mass deletion of thousands of messages from her cell phone;
 - b. Defendant's failure to produce or turn over a single responsive WhatsApp communication or her credentials to that platform, despite being ordered to do so by the Court at the last discovery hearing (ECF No. 93 at ¶ 3);

- c. The entry of sanctions pursuant to Federal Rule of Civil Procedure 37(e), including but not limited to an adverse inference instruction and an award of attorneys' fees.
2. Defendant's failure to respond to Plaintiff's Fourth Set of Request for Production (served July 2, 2025) and Plaintiff's Third Set of Interrogatories (served July 2, 2025).
3. Coordinating the re-deposition of Daystar Peterson pursuant to Judge Altonaga's Order (ECF No. 104).
4. Requesting the re-deposition of Caesar McDowell due to his obstructive deposition conduct, which included deliberately evading questioning, engaging in inappropriate behavior, and directing offensive comments toward examining counsel. Plaintiff seeks an order requiring that the re-deposition be conducted under the supervision of a court monitor and requests attorneys' fees. The undersigned has conferred with counsel for Mr. McDowell, who has indicated no objection to this request;
5. Request to issue subpoenas beyond the fact discovery cutoff as a result of the late disclosure of witnesses in the FTI production and Defendant's deposition.

Copies of the relevant source documents will be emailed to Chambers consistent with the procedures set forth in Magistrate Judge Reid's Discovery Procedures Order.

CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(a)(3)

Undersigned counsel conferred with counsel for Plaintiffs by phone on August 4, 2025 and via email since that date in a good-faith effort to resolve by agreement the issues raised herein, but were unable to reach any resolution of the issues. Additionally, undersigned

counsel conferred with counsel for Mr. McDowell on July 5, 2025, who responded that he had no objection to the relief sought.

Dated: August 6, 2025

Respectfully submitted,

**QUINN EMANUEL URQUHART &
SULLIVAN, LLP**

/s/ John F. O'Sullivan

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CERTIFICATE OF SERVICE

I hereby certify that on August 6, 2025, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing is being served this day on all counsel of record in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel who are not authorized to receive Notice of Electronic Filing.

By: /s/ Daniel L. Humphrey
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